



GOVERNOR'S OFFICE OF
BUDGET AND PROGRAM PLANNING

Fiscal Note 2011 Biennium

Bill #	SB0476	Title:	Increase monetary amount threshold for felony
Primary Sponsor:	Shockley, Jim	Status:	As Introduced

- | | | |
|---|--|--|
| <input type="checkbox"/> Significant Local Gov Impact | <input type="checkbox"/> Needs to be included in HB 2 | <input type="checkbox"/> Technical Concerns |
| <input type="checkbox"/> Included in the Executive Budget | <input type="checkbox"/> Significant Long-Term Impacts | <input type="checkbox"/> Dedicated Revenue Form Attached |

FISCAL SUMMARY

	<u>FY 2010 Difference</u>	<u>FY 2011 Difference</u>	<u>FY 2012 Difference</u>	<u>FY 2013 Difference</u>
Expenditures:				
General Fund	\$0	\$0	\$0	\$0
Revenue:				
General Fund	\$0	\$0	\$0	\$0
Net Impact-General Fund Balance	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

Description of fiscal impact:

This bill would raise the value of property at issue to qualify the crime of theft as a felony. Currently, theft of property valued at up to \$1,000 is a misdemeanor. Theft of property valued at over \$1,000 is a felony. This bill would change the amount to \$2,500. Therefore, theft of property valued at up to \$2,500 would be a misdemeanor and theft of property valued at over \$2,500 would be a felony. This bill will have no fiscal impact to the Department of Corrections.

FISCAL ANALYSIS

Assumptions:

Department of Corrections

1. In calendar year 2008, a total of 281 offenders entered the corrections system with convictions on theft charges. Ninety-six offenders received suspended sentences, 134 offenders received deferred sentences, and 51 offenders received prison sentences. A random survey was performed of the 51 prison sentences. Ten files were pulled and investigated for prevalent data in regards to the value of property stolen. Of these ten offenders there were none that were had thefts of values between \$1,000 and the proposed threshold of \$2,500. This would mean that all offenders would have had the same results even under the proposed legislation.

2. The Board of Crime Control provided the department with statistics stating there were 231 cases in calendar year 2007 where people were charged with theft between the values of \$1,000 and \$2,500. These cases are simply arrests and it could not be verified how many of these charges turned into felony convictions.
3. Although there could be a positive impact to the department, the information collected from current statistics from the Department of Corrections as well as Board of Crime Control is insufficient to be able to provide accurate data, therefore there is no fiscal impact at this time.

Sponsor's Initials

Date

Budget Director's Initials

Date